

DECLARATION FOR PATENT APPLICATION

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated next to my name. I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **Positional Sequencing by Hybridization**, the specification of which is attached hereto. I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<u>08/470,832</u> Application Serial No.	<u>06/06/95</u> Filing Date	<u>Pending</u> Patented, Pending or Abandoned
<u>08/110,691</u> Application Serial No.	<u>08/23/93</u> Filing Date	<u>Abandoned</u> Patented, Pending or Abandoned
<u>07/972,012</u> Application Serial No.	<u>11/06/92</u> Filing Date	<u>Abandoned</u> Patented, Pending or Abandoned

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Sole or First Inventor: **Charles R. Cantor**

Inventor's Signature: _____
Residence: 11 Bay State Road, # 6, Boston, Massachusetts 02215
Post Office Address: 11 Bay State Road, # 6, Boston, Massachusetts 02215

Date: _____
Citizenship: United States of America

Full Name of Second Joint Inventor: **Marek Prezetakiewicz**

Inventor's Signature: _____
Residence: 256 Marginal Street, East Boston, Massachusetts 02128
Post Office Address: 256 Marginal Street, East Boston, Massachusetts 02128

Date: _____
Citizenship: Germany

Full Name of Third Joint Inventor: **Cassandra L. Smith**

Inventor's Signature: _____
Residence: 11 Bay State Road, # 6, Boston, Massachusetts 02215
Post Office Address: 11 Bay State Road, # 6, Boston, Massachusetts 02215

Date: _____
Citizenship: United States of America

Full Name of Fourth Joint Inventor: **Takeshi Sano**

Inventor's Signature: _____

Date: _____

Residence: 3112 Stearns Hill Road, Waltham, Massachusetts 02154

Citizenship: Japan

Post Office Address: 3112 Stearns Hill Road, Waltham, Massachusetts 02154

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Applicant / Patentee: Charles R. Cantor
For: **Positional Sequencing by Hybridization**

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR §§ 1.9(f) and 1.27(d) - NONPROFIT ORGANIZATION)**

I hereby declare that I am an official empowered to act on behalf of the university (or other institution of higher education) identified below:

The Trustees of Boston University
147 Bay State Road
Boston, Massachusetts 02215

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 CFR § 1.9(e) for purposes of paying reduced fees under §§ 41(a) and (b) of Title 35, United States Code with regard to the invention entitled **Positional Sequencing by Hybridization**, by inventor named **Charles R. Cantor**, described in the specification filed herewith.

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above identified invention.

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR § 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Date: _____

Matthew J. Burns
Assistant Treasurer
Boston University
108 Bay State Road
Boston, Massachusetts 02215

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Charles R. Cantor Group No.:
Serial No.: Examiner:
Filed: 02/24/98
Entitled: **Positional Sequencing by Hybridization**

POWER OF ATTORNEY BY ASSIGNEE

Assistant Commissioner for Patents
Washington, D.C. 20231

The Trustees of Boston University, as Assignee of record of the entire interest of the above-identified patent application, hereby appoints the members of the firm of MEDLEN & CARROLL, LLP, a firm composed of:

Virginia S. Medlen (Reg. No. 32,050)
 Peter G. Carroll (Reg. No. 32,837)
 Kamrin T. MacKnight (Reg. No. 38,230)
 David A. Casimir (Reg. No. P-42,395)

as its attorneys with full power of substitution to prosecute this application and transact all business in the Patent and Trademark Office in connection therewith.

Please direct all future correspondence and telephone calls regarding this application to:

Peter G. Carroll
MEDLEN & CARROLL, LLP
220 Montgomery Street, Suite 2200
San Francisco, California 94104

Telephone: 415/705-8410
Facsimile: 415/397-8338

I hereby certify that the Assignment document filed with the application or filed subsequent to the filing date of the application, has been reviewed and I hereby certify that, to the best of my knowledge and belief, title is with The Trustees of Boston University.

Dated: _____

By: Matthew J. Burns
Assistant Treasurer
The Trustees of Boston University
147 Bay State Road
Boston, Massachusetts 02215